FOR MYSORE STATE

M. L. L. **(195 4) Department.**

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by
Supdt

SERIES.

G.O. NO.	650 Education.
Dated	27th March 1954.

[Despatch Abstract.]

[illegible] - SERVICE - Srimati P. Devadas
Drawing Mistress, Government Secondary and Training School for
Women, Mangalore - Regularisation of appointment in relaxation
of rules - Orders Passed.

11,CE,428—24-12-52

EDUCATION Department

From (Name)

Designation The Director of Public Instruction,

Station Madras.

Received ——— Registered ———

To

The Secretary to Government, Health, Educational and Local Administration Department, Madras.

Enclosures:

Roc No. 216-C1/C9/52-1 dated 30th November 1953.

Sir,

Sub: MADRAS EDUCATIONAL SUBORDINATE SERVICE - Smt P. Devadatta, Drawing Mistress, Government Secondary and Training School for Women, Mangalore - Regularisation of appointment.

I have the honour to state that one Smt P.Devadatta an approved probationer in the category of Secondary Grade Teachers was appointed as drawing mistress, Government - Secondary and Training School for Women, Mangalore with effect from 12-11-1949 under the emergency provisions and she is continuing as such.

2. She was in possession of the following qualification at the time of her first appointment as Drawing Mistress.

(1) Trained teachers Certificate of the Secondary Grade.
(2) Higher Grade Technical Examination in Drawing.

She obtained her ~~Trained~~ Technical Teachers' Certificate in Drawing of the Higher Grade on 17-2-1950.

3. The Government Secondary and Training School for Women, Mangalore consists of a Secondary School and an Elementary Grade training school. While Smt P.Devadatta, satisfied the qualification rules prescribed for appointment as Drawing mistresses in an Elementary Training School at the time of her first appointment, she acquired the qualifications for appointment in a Secondary School only by 17-2-50, viz., the date on which she obtained her Technical Teachers' Certificate in drawing. In the circumstances, her case cannot be considered for regularisation in the category of Drawing mistresses with effect from 12-11-1949. Further, according to Rule 2(a) of the Special rules relating to Madras Educational Subordinate Service, the appointment to the category of Drawing mistresses is to be made either by direct recruitment or by appointment by transfer from any other services. Smt P.Devadatta does not also satisfy this condition relating to method of recruitment as strictly according to the existing rules a Secondary Grade Teacher cannot regularly be transferred as Drawing Teachers category.

4. It is seen from the entries in the Service Book that Sri P. Devadatta has been drawing a pay of Rs.51/-in the scale of Rs.45-3-60-2-90 with effect from 12-11-49 taking into account the pay to which she would have been entilted as Officiating Secondary Grade Teacher. In as much as Sri P.Devadatta is not a permanent Secondary Grade Teacher and she is working in the category of Drawing mistresses only under the emergency provisions she is entitled to draw only the minimum of the time scale of pay viz., 45-3-60-2-90.and she is not eligible to get increments in the time-scale in the post of Drawing Mistress. The drawal of officiating pay in excess of Rs.45/- p.m. on behalf of the Drawing Mistress from 12-11-49 is therefore not be in order and requires recovery. I, however, consider that it is not fair to recover the excess amount from

(P.T.O.)

from the teacher since she cannot be held responsible for the over payment. In fact, if she had been informed of the position at the time of her appointment as Drawing Mistress, she should have preferred to remain in the post of Secondary grade teacher. The Inspectress who appointed the teacher does not appear to have taken into consideration of the above fact at ~~time~~ time of appointing the teacher. The possibility of confirming Smt P.Devadatta as Secondary Grade Teacher from a date earlier than 12-11-49 was also examined in this connection so that the drawl of substantive pay as Secondary Grade teacher in the post of Drawing mistress could be considered as in order and thus the difficulty regarding over payments could be set right. But it is reported by the Inspectress that there is no substantive vacancy of Secondary Grade Teachers under her jurisdiction which arose earlier than 12-11-1949 against which Smt P.Devadatha could be considered for full membership.

5. In the circumstances, I recommend that the Government may be pleased to relax the relevant rules in favour of Smt. P.Devadatta, officiating Secondary Grade Teacher and Temporary Drawing mistress, Government Secondary and Training School for Women, Mangalore with a view to enable the Inspectress to regularise her temporary appointment in the category of Drawing mistress with effect from 12-11-1949 ~~to~~ and to enable her to count her services as Secondary Grade Teacher for purposes of Rs.51/- per mensem with effect from 12-11-1949 in the post of Drawing Mistresses with the date of her next increment on 26-1-1950. of increments in the post of Drawing Mistress. This will enable her to draw an officiating pay

6. I have to point out in this connection that in the draft ~~regarding~~ issue of Special Rules relating to Madras Educational Subordinate Service, I have suggested necessary provision for the transfer of Secondary Grade Teachers as Drawing mistress etc. Meanwhile I request that the Government may kindly accept my proposals contained in para 5 of this letter to avoid hardship to the teacher and recovery of overpayments.

Yours faithfully

for DIRECTOR OF PUBLIC INSTRUCTION

Ram.6/12.

HELA(E1)

Memo 7252/53, Ed-1-EDN dt 28/12/53

Sub:- MESS - Smt. P. Devadatta, Drawing Mistress, Govt Secondary & Training School for women, Mangalore - Regularisation of appointment.

Ref:- from the DPI, no. Roc. 216-C1/C9/52-1 dt 25.11.53.

The DPI is requested to send the Service Book of Smt. P. Devadatta. She is also requested to report why Smt. Devadatta was transferred from the category of Secy. Gr. teacher to that of Drawing Mistresses. She

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C.F 32 11,82,000—24-12-53.

Education Department

From (Name)

Designation The Director of Public Instruction, Madras.

Station

Received Registered

To

The Secretary to Government, Health, Education and Local Administration Dept. MADRAS.

Enclosures 7165 Roc. No. 44 C9/54-2 dated 15-1-1954.

Sir,

Sub: Appointment - Madras Educational Subordinate Service - Smt. P. Devadatta, Drawing Mistress Government Secondary and Training School for women, Mangalore - regularisation.

Ref: Government Memo. 72521/53-E1/-1 dated 28-12-1953.

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I have called for the information from th Inspectress of Girls Schools. I shall submit my reply on the subject on hearing from the Inspectress.

Yours faithfully,

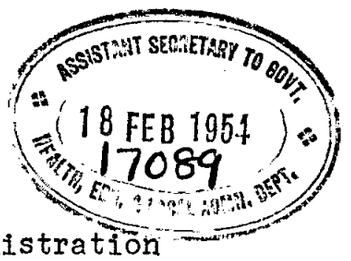
for Director of Public Instruction.

EDUCATION DEPARTMENT

The Director of Public Instruction,

Madras

To



The Secretary to Government,
Health, Education & Local Administration
Department

Roc.No.44.C.9/54 dated 8--2--54

Sir,

Sub: Appointment - Madras Educational Subordinate Services - Srimathi P. Devadatta - Drawing Mistress, Government Sec. & Training School for Women, Mangalore - Regularisation of appointment.

Ref: Government Memo.No.72521/53-E.1-1 dated 28..12..1953

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With reference to the Government Memo. quoted above, I submit herewith the Service Book of Srimathi P. Devadatta for favour of perusal of Government.

2. With regard to the circumstances under which Srimathi P. Devadatta was transferred from the category of Secondary Grade teachers to the category of Drawing Mistress, I submit a copy of letter Rc.378.B/51 dated 29.1.54 from the Inspectress, VI Circle, for favour of information.

3. I request that the Government may please pass orders on my letter Rc.216-C.1/C.9/52-1 dated 30.11.53 at an early date.

Yours faithfully,

for Director of Public Instruction

Copy of letter Roc.No.378-B/51 dated 29.1.54 from the Inspectress of Girls' Schools, VI Circle, Kozhikode

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Sub: Madras Educational Subordinate Service - Srimathi P. Devadatta - Drawing istress, Government Secondary and Training School for Women, Kozhikode - Regularisation of appointment.
Ref: Your Proceedings Rc.No.44.C.9/54 dated 15-1-54

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I have the honour to report that a permanent vacancy of a Drawing teacher arose in 1949 in the Government Secondary and Training School for Women, Mangalore and there were no qualified applicants with the requisite qualification for appointment in the vacancy. It appears that there were not even partly-qualified hands available for appointment durir the period. In the circumstances, Smt. P. Devadatta, who was the only Secondary Grade teacher among all the staff of the Government Girls' Schools in the South Kanara District, had to be posted as Drawing Mistress, as it was found that she had passed Higher Grade Examination in Freehand and Model drawing and also Lower Grade Examination in Design at the time.

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/True Copy/

for Director of Public Instruction

GRD.9.2.

HEL+(E1)

Sub:- M.E.S.S - Smt. P. Devadatta, Drawing Mistress, Govt Secondary & Training School for women, Mangalore - Regularisation of appointment in relaxation of rules - orders passed.

Ref: From the DPI no. Roc. 216-C1/49/52-1 dt 30-11-53 & Roc. 44-C9/54 dt 8-2-54

Order No. 330 Edn dated 29/3/54

Under the rule published with Public (Services) Dept notification no. 16 dated the 26th January 1950 at page 272 of Part I of the Fort St George Gazette, Madras, dated the 7th Feb. 1950, the Governor of Madras hereby directs that Rule 10(b) of the Govt. Rules for the State & Subordinate Services and Proviso to ~~FR~~ rule 22(b) ~~of the FR~~ and rule 26(b) of the F.Rs be relaxed in favour of Smt. P. Devadatta Drawing Mistress, Govt Secondary and Training School for women, Mangalore, with a view to ~~regularise~~ her being regularly ~~temporary~~ appointed ~~now~~ in the category of Drawing Mistress, with effect from 12-11-49 and to enable her to count her services as Secondary Grade Teacher in the M.E.S.S for purposes of increment in the post of

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Drawing Office

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To Engr. Branch to DO
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The DPI (with the S.B.)
The A.A. this from DO
The A.A. by same
The Secl. Mgr Sec.
The Draft (Av) Secl.
S/c - 2

C.No. 72521/53.

Sub: M.E.S.S - Srimathi P. Devadatta - Drawing Mistress Govt. Secondary and Training School for Women, Mangalore - Regularisation of appointment.

Ref: From the D.P.I No. Roc. 216-C1/49/52-1 Dated 30th Nov '53 and Roc. No. 44-C9/54 dated 8th Feb 1954.

Srimathi P. Devadatta, an approved probationer in the category of Secondary Grade Teachers in the Madras Educational Subordinate Service, was appointed in the Government Secondary and Training School for Women, Mangalore, as Drawing Mistress, under the emergency provisions, with effect from ~~31~~ 12-11-49. On the date of her appointment as Drawing Mistress, she was qualified for appointment only in an Elementary Trg. School and not in a Secondary Training School. She became qualified for appointment as Drawing mistress in Secondary Training Schools only on 17-2-50, viz. the date on which she obtained her Technical Teachers' Certificate in Drawing. Also, her appointment to the post of Drawing Mistress by 'transfer' was not regular as the rules contemplate appointment by 'transfer' only from any other service, besides direct recruitment. It is stated that Smt. Devadatta had to be appointed on ~~12-11-49~~ 12-11-49 in the Secondary Trg. School as no qualified hands were readily available and as she had passed the Higher Grade Examination in Free hand and Model Drawing and also the Lower Grade Examination in Design at that time. Again, on her appointment as Drawing Mistress she should have been started only on the minimum of the scale of pay applicable to the post viz. Rs. 45 in the scale of Rs. 45-3-60-2-90 - which is the same as that for Secondary Grade Teachers. She was however allowed to draw Rs. 51/- in the above scale taking into account the pay she would have ~~drawn~~ been entitled to as officiating Secondary Grade Teacher. Thus an overpayment has been made to her which requires recovery-

The D.P.I states that in as much as Smt. Devadatta was not in any way responsible for the overpayment and as she would not also have elected to be ~~appointment~~ appointed as Drawing Mistress had she been only informed of the position at the time of her appointment, it would not be now fair to order the recovery of the overpayments made. The Director recommends that in the circumstances stated by her, the relevant rules may be relaxed in favour of the Drawing Mistress with a view to regularise her temporary appointment in the category of Drawing Mistress with effect from 12-11-49 and to enable her to count her services as Secondary Grade Teacher for purposes of increment in the post of Drawing Mistress, thereby enabling her to draw the officiating pay of Rs. 51/- p.m. with effect from 12-11-49, with the date of the next increment on 26-1-50. For orders whether the recommendation of the Director may be supported in this Department.

2. The file may be sent to Public (Services) and Finance for remarks.

Yes. The transfer was made in the public interest - see X on p. 4

5/3/54

5/3/54 Public (Ser.) Dept.

6/3/54 10.2.m

4/3/54

Pub (Ser) / Fin

DEPUTY SECRETARY TO GOVERNMENT 12 MAR 1954 FINANCE DEPARTMENT

Public (Ser. A) Dept. HEL.A(1).7/2521/53-2.2

6/3/54

The note of H.E.L.A. from p. ante may be perused.

M above :- This dept. may agree. A Copy of the order of relaxation should go to the M P S C. It is presumed that no case will be circulated ← M(F&E) The file may be passed on to Fin.

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ASSISTANT SECRETARY TO GOVERNMENT 1068 MAR 1954 CSTT SECRETARIAT

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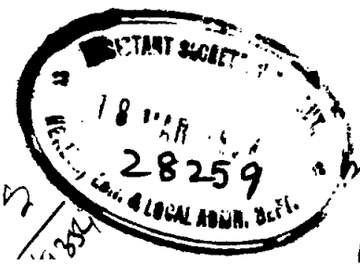

The proposal of H.E.L.A at M on pay may be accepted in this Dept also. ~~As~~ The proposal involves relaxation of General Rule 10 (b), proviso to FR. 22 (b) and FR. 26 (b) C.S. and M (F & E) should see.

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16/3/54 H.E.L.A.

fin no. 1928/CSR/54
16304/HELA

HELA(E1).

Note for circulation.

The proposal in this file relates to the relaxation of Rule 10(b) of the General Rules for the State & Subordinate Services Proviso to FR 22(b) and FR 26(b), in favour of Smt P. Devadatta, Drawing Mistress, Govt Secondary & Training School for women, Mangalore, with a view to regularise her temporary appointment in the category of Drawing Mistress, with effect from 12-11-49, and to enable her to count her services as Second Grade Teacher for purposes of increment on the post of Drawing Mistress – thereby enabling her to draw the officiating pay of Rs 51/- pm with effect from 12.11.49, with the date of next increment on 26-1-50. Both Pub(Ser) & Finance have agreed to the proposal. The file may now be circulated to M(F & E) through C.S.

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Aboorida Meenal 22/8/54 ADS/

The note for circulation on p 3 ante may be perused. The proposal to relax the relevant rules in favour of Smt. P. Devadatta may be approved.

23/3/54

Chief Secy:

25/3/54

M(Ser.) 25.3.54

SECRETARY TO GOVERNMENT
26 MAR 1954
REVENUE, EDUN. & LOCAL ADMN. DEPT.